

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

v.

12 GREGORY TIIFT,

13 Defendants.

CASE NO. CR20-0168-JCC

ORDER

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15 This matter comes before the Court on Defendant Gregory Tift's motion to continue trial.
16 (Dkt. No. 159). Having thoroughly considered the briefing, and finding oral argument
17 unnecessary, the Court GRANTS the motion for the reasons described herein.

18 Defendant moves to continue based on his need for additional time to review voluminous
19 discovery along with other complicating factors, including his decision to represent himself, and
20 time to recover from a medical procedure. (*See generally* Dkt. No. 159). The Government
21 opposes, asserting Defendant was warned of the risks of self-representation, has already received
22 adequate time to prepare for trial, and because the public's interest in a speedy trial outweighs
23 his proffered reasons for a continuance. (Dkt. No. 163 at 2–3). Defendant previously moved to
24 continue in December 2021, (*see* Dkt. No. 53); the Government filed another motion to continue
25 in March 2022, (*see* Dkt. No. 84); and the Defendant moved to continue again in July 2022 (*see*
26 Dkt. No. 117), and October 2022 (*see* Dkt. No. 149).

1 Here, Defendant asks to continue the trial date to May 2023 (Dkt. No. 159). The Court
2 FINDS that, taking into account the exercise of due diligence, the failure to grant a continuance
3 would deny Defendant the reasonable time necessary for effective preparation, *see id.* 18 U.S.C. §
4 3161(h)(7)(B)(iv), and would therefore result in a miscarriage of justice, *see id.* (h)(7)(B)(i).
5 Based on these findings, the Court concludes that the ends of justice served by granting a
6 continuance outweigh the best interest of the public and of Defendant to a speedy trial, as set
7 forth in § 3161(h)(7)(A).

8 Accordingly, the Court GRANTS Defendant's motion to continue (Dkt. No. 159) and
9 ORDERS as follows:

10 1. The January 17, 2023 jury trial is CONTINUED until May 22, 2023.
11 2. The pretrial motions deadline has passed.
12 3. The period from the date of this order through the new trial date, May 22, 2023, is
13 excludable under 18 U.S.C. § 3161(h)(7)(A) and (h)(6).

14 DATED this 8th day of December 2022.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE